

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

DONALD Z. HAWTHORNE,)	Case No. 1:07 CV 30
)	1:04 CR 271
Petitioner,)	
)	
vs.)	Judge Dan Aaron Polster
)	
UNITED STATES OF AMERICA,)	
)	<u>JUDGMENT ENTRY</u>
Respondent.)	

For the reasons stated in the Memorandum of Opinion and Order filed contemporaneously with this Judgment Entry, and pursuant to Federal Rule of Civil Procedure 58, it is hereby ORDERED, ADJUDGED AND DECREED that the above-captioned case is hereby terminated and dismissed as final.

Furthermore, pursuant to 28 U.S.C. §2253(c) and Fed. R. App. P. 22(b), there is no basis upon which to issue a certificate of appealability. The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that an appeal from this decision could not be taken in good faith.

IT IS SO ORDERED.

/s/Dan A. Polster January 16, 2007
Dan Aaron Polster
United States District Judge